

CLOSED

**U.S. District Court
Northern District of Alabama (Northwestern)
CIVIL DOCKET FOR CASE #: 3:79-cv-00301-JFG**

Parrish, et al v. Lauderdale Co Comm, et al
Assigned to: Judge J Foy Guin, Jr
Demand: \$0
Cause: 42:1983 Prisoner Civil Rights

Date Filed: 03/21/1979
Jury Demand: None
Nature of Suit: 555 Prisoner Petition
(Prison Condition)
Jurisdiction: Federal Question

Plaintiff

Donald Parrish

*on behalf of themselves and all others
similarly situated*

Plaintiff

Gary Beasley

*on behalf of themselves and all others
similarly situated*

Plaintiff

Gary Alexander

*on behalf of themselves and all others
similarly situated*

Plaintiff

Danny Lawrence

*on behalf of themselves and all others
similarly situated*

Plaintiff

Kenneth Bates

*on behalf of themselves and all others
similarly situated*

Plaintiff

Barry Chandler

*on behalf of themselves and all others
similarly situated*

Plaintiff

James Gandy

*on behalf of themselves and all others
similarly situated*

Plaintiff

Johnny Reed Cox

*on behalf of themselves and all others
similarly situated*

Plaintiff**Charles Montgomery**

*on behalf of themselves and all others
similarly situated*

Plaintiff**Robert Gonce**

*on behalf of themselves and all others
similarly situated*

V.

Defendant**Lauderdale County Commission, The**

represented by **Christopher A Smith**
SELF SMITH BURDINE & BURDINE

408 West Dr Hicks Boulevard
Florence, AL 35630
1-256-767-2570
Fax: 1-256-767-2632 fax
ATTORNEY TO BE NOTICED

Defendant**AL Bd of Corrections**

Alabama Board of Corrections, The

represented by **Albert S Butler**
ALABAMA DEPARTMENT OF
CORRECTIONS LEGAL DIVISION
301 South Ripley Street
PO Box 301501
Montgomery, AL 36130-1501
1-334-353-3886
Fax: 1-334-353-3891
Email: courtorders@doc.state.al.us
ATTORNEY TO BE NOTICED

Alice Ann Byrne
STATE OF ALABAMA PERSONNEL
DEPARTMENT
Folsom Administrative Building
64 North Union Street
Montgomery, AL 36130
1-334-242-3450
Fax: 1-334-242-0689 fax
Email: aabyrne@personnel.state.al.us
ATTORNEY TO BE NOTICED

Ellen R Leonard
OFFICE OF THE ATTORNEY
GENERAL
Alabama State House
11 South Union Street
Montgomery, AL 36130-0152
1-334-242-7300
Fax: 1-334-242-2433 fax
Email: Consumerfax@ago.state.al.us
ATTORNEY TO BE NOTICED

William H Pryor, Jr
OFFICE OF THE ATTORNEY
GENERAL
Alabama State House
11 South Union Street
Montgomery, AL 36130-0152
1-334-242-7300
Fax: 1-334-242-2433 fax
ATTORNEY TO BE NOTICED

Defendant

**Lauderdale County Sheriff's
Department, The**

Defendant

Billy Townsend
*individually and as Sheriff of
Lauderdale County, Alabama*

Defendant

William B Duncan
*individually and as Probate Judge of
Lauderdale County, Alabama*

Defendant

Larry Hayes
*individually and as Commissioners of
Lauderdale County*

Defendant

Selton Killen
*individually and as Commissioners of
Lauderdale County*

Defendant

J R Austin
*individually and as Commissioners of
Lauderdale County*

Defendant**James Hamilton***individually and as Commissioners of
Lauderdale County***Defendant****Forrest James***individually and as Governor of the
State of Alabama, and as Temporary
Receiver of the Alabama Prison System***Defendant****Robert G Britton***individually and as Commissioners of
the Alabama Board of Corrections*represented by **Albert S Butler**
(See above for address)
*ATTORNEY TO BE NOTICED***Alice Ann Byrne**
(See above for address)
*ATTORNEY TO BE NOTICED***Ellen R Leonard**
(See above for address)
*ATTORNEY TO BE NOTICED***William H Pryor, Jr**
(See above for address)
*ATTORNEY TO BE NOTICED***Defendant****W S Hamner***individually and as Commissioners of
the Alabama Board of Corrections*represented by **Albert S Butler**
(See above for address)
*ATTORNEY TO BE NOTICED***Alice Ann Byrne**
(See above for address)
*ATTORNEY TO BE NOTICED***Ellen R Leonard**
(See above for address)
*ATTORNEY TO BE NOTICED***William H Pryor, Jr**
(See above for address)
*ATTORNEY TO BE NOTICED***Defendant****John Vickers***individually and as Commissioners of
the Alabama Board of Corrections*represented by **Albert S Butler**
(See above for address)
ATTORNEY TO BE NOTICED

Alice Ann Byrne
 (See above for address)
ATTORNEY TO BE NOTICED

Ellen R Leonard
 (See above for address)
ATTORNEY TO BE NOTICED

William H Pryor, Jr
 (See above for address)
ATTORNEY TO BE NOTICED

Defendant

Thomas Stanton
*individually and as Commissioners of
 the Alabama Board of Commissioners*

represented by **Albert S Butler**
 (See above for address)
ATTORNEY TO BE NOTICED

Alice Ann Byrne
 (See above for address)
ATTORNEY TO BE NOTICED

Ellen R Leonard
 (See above for address)
ATTORNEY TO BE NOTICED

William H Pryor, Jr
 (See above for address)
ATTORNEY TO BE NOTICED

Defendant

Marion L Carroll
*individually and as Commissioners of
 the Alabama Board of Corrections*

represented by **Albert S Butler**
 (See above for address)
ATTORNEY TO BE NOTICED

Alice Ann Byrne
 (See above for address)
ATTORNEY TO BE NOTICED

Ellen R Leonard
 (See above for address)
ATTORNEY TO BE NOTICED

William H Pryor, Jr
 (See above for address)
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text

03/21/1979	1	COMPLAINT filed (CTS) (Entered: 07/25/1997)
11/29/1982		ORDER (Final) dtd 11/19/82 that dfts William B. Duncan, Chairman, Lauderdale County Comm; Larry Hayes, Selton Killen, J.R. Austin, James Hamilton, Lauderdale Co Commissioners; & Billy Townsend, Sheriff of Lauderdale Co, their agents, etc, & Joe S. Hopper, Commissioner of Corrections & his successors in office are permanently enjoined from failing to implement this order as set out re: ventilation, lighting, classification, visitation, fire safety, due process before punishment, group punishment, grievance system, distrubance plan, use of chemical agents, sanitation, personal hygiene items, mail, nutritionally adequate food, medical care, population, recreation, legal books, jail staff, reporting requirements, access to medical records, access to inmates, state inmates, & attys' fees & costs & that all pending motions & orders not incorporated herein are DISMISSED, (exhibits attached), filed (Guin), ENTERED 11-29-82 (copies to be mailed by courtroom deputy at later date per instructions of JFG) terminating case filed (by Judge J F. Guin Jr) (CTS) (Entered: 07/25/1997)
06/27/1984		MEMORANDUM opinion dtd 6/26/84 w/ appendix A & exhibit A attached filed (by Judge J F. Guin Jr); entered 6/28/84 cm (CTS) (Entered: 07/25/1997)
06/27/1984		ORDER dtd 6/26/84 that an attys' fee of \$20,472.15 is AWARDED trial counsel for plas & taxed against dfts & that included in this amt is \$1,208.00 requested for Edward Still for his role in resolving the fee dispute & that the State of AL & the County dfts are directed to share equally in payment of the amt here awarded, filed (Hon. J. Foy Guin) (CTS) Modified on 07/25/1997 (Entered: 07/25/1997)
07/02/1997		MOTION by movants Attorney Gen of AL & Commissioner AL Dept Correct for order to terminate Consent Decree pursuant to the Prision Litigation Reform Act filed cs (CTS) (Entered: 07/30/1997)
07/03/1997		ORDER re motion to terminate Consent Decree ; In-court hearing set for 10:00 am on 8/6/97 in Crtrm 6A filed (by Judge J F. Guin Jr) cm (CTS) (Entered: 07/30/1997)
07/23/1997		NOTICE of appearance for dft Lauderdale Co Comm by Christopher A Smith filed cs (CTS) (Entered: 07/30/1997)
07/23/1997		RESPONSE, and objection in part, by dft Lauderdale Co Comm to movants' motion for order to terminate Consent Decree pursuant to the Prision Litigation Reform Act [0-1] filed cs (CTS) (Entered: 07/30/1997)
07/28/1997		RESPONSE by movants Attorney Gen of AL & Commissioner AL Dept Correct to Court order dtd 7/3/97 filed cs (CTS) (Entered: 07/30/1997)
08/06/1997		BRIEF pursuant to Court's Order of 7/3/97 by dft Lauderdale Co Comm filed cs to AL Atty Gen (CTS) (Entered: 08/06/1997)
08/06/1997		JAIL DAILY REPORT of Lauderdale Co Jail dtd 7/1/97 filed by dft Lauderdale Co Comm per oral order of Judge J Foy Guin Jr in Hearing

		held 8/6/97 (CTS) (Entered: 08/06/1997)
08/06/1997		JAIL DAILY REPORT of Lauderdale Co Jail dtd 7/2/97 filed by dft Lauderdale Co Comm per oral order of Judge J Foy Guin Jr in Hearing held 8/6/97 (CTS) (Entered: 08/06/1997)
08/06/1997		JAIL DAILY REPORT of Lauderdale Co Jail dtd 7/3/97 filed by dft Lauderdale Co Comm per oral order of Judge J Foy Guin Jr in Hearing held 8/6/97 (CTS) (Entered: 08/06/1997)
08/06/1997		JAIL DAILY REPORT of Lauderdale Co Jail dtd 7/4/97 filed by dft Lauderdale Co Comm per oral order of Judge J Foy Guin Jr in Hearing held 8/6/97 (CTS) (Entered: 08/06/1997)
08/06/1997		JAIL DAILY REPORT of Lauderdale Co Jail dtd 7/5/97 filed by dft Lauderdale Co Comm per oral order of Judge J Foy Guin Jr in Hearing held 8/6/97 (CTS) (Entered: 08/06/1997)
08/06/1997		JAIL DAILY REPORT of Lauderdale Co Jail dtd 7/6/97 filed by dft Lauderdale Co Comm per oral order of Judge J Foy Guin Jr in Hearing held 8/6/97 (CTS) (Entered: 08/06/1997)
08/06/1997		COURTROOM NOTES: HEARING held on Motion of the Attorney General for the State of Alabama and the Commissioner of the Alabama Department of Corrections to terminate the consent decree previously entered in this cause pursuant to the Prison Litigation Reform Act before J. Foy Guin, Jr., USDJ. Brief to be submitted within one week by AL BD of Corrections; reply by Lauderdale County Commission due one week later. Ct Rptr, TR of (EMS) (Entered: 08/06/1997)
08/12/1997		MEMORANDUM OF LAW (Supplemental) in support of motion to terminate orders pursuant to the Prison Litigation Reform Act by Attorney Gen of AL & Prison Comr of Stae of AL filed cs (CTS) (Entered: 08/12/1997)
08/15/1997		ADDENDUM to Supplemental Memorandum of Law in support of motion to terminate orders pursuant to the Prison Litigation Reform Act by Attorney General & the Prison Commissioner of the State of AL filed (CTS) (Entered: 08/20/1997)
08/20/1997		RESPONSE by dft Lauderdale Co Comm to movant's memorandum of law in support of motion to terminate orders pursuant to the Prison Litigation Reform Act filed cs (CTS) (Entered: 08/20/1997)
09/11/1997		MEMORANDUM opinion filed (by Judge J F. Guin Jr) cm (CJV) (Entered: 09/11/1997)
09/11/1997		ORDER, in accordance with the memorandum of opinion entered denying motion for order to terminate Consent Decree pursuant to the Prison Litigation Reform Act [0-1] as set out in this order filed (by Judge J F. Guin Jr) cm (CJV) Modified on 09/11/1997 (Entered: 09/11/1997)
09/17/1997		AMENDED MEMORANDUM opinion filed (by Judge J F. Guin Jr)

		cm (CTS) (Entered: 09/18/1997)
09/17/1997		ORDER withdrawing memorandum opinion of 9/11/97 & replacing it w/ the attached Amended Memorandum Opinion wc includes footnote 5 on pg 5 filed (by Judge J F. Guin Jr) cm (CTS) (Entered: 09/18/1997)
09/23/1997		NOTICE of appeal by dft AL Bd of Corrections & movant Comr AL Dept Corrections (Hopper) from District Court decision entered 9/11/97 denying the motion to terminate the consent decree ; notice of appeal, order appealed from and court copy of docket entries w/transmittal letter mailed cm (CTS) (Entered: 09/25/1997)
09/23/1997		APPEAL fee received in amount of \$105.00, receipt # 200-117262 (CTS) (Entered: 09/25/1997)
10/03/1997		NOTIFICATION by Circuit Court of Appellate docket number 97-6773 (CTS) (Entered: 10/03/1997)
11/06/1997		TRANSCRIPT of hearing had before Judge J F. Guin Jr on 8/6/97 , filed - Court Reporter T Roberson (CTS) (Entered: 11/07/1997)
01/15/1998		CERTIFICATE of readiness issued cm (Former Employee) (Entered: 01/15/1998)
02/06/1998		CERTIFICATE of readiness (corrected) issued cm (Former Employee) (Entered: 02/06/1998)
03/18/1998		CERTIFICATE of readiness (1st supplemental) issued cm (Former Employee) (Entered: 03/18/1998)
03/19/1998		MOTION by movants Attorney Gen of AL & Comr AL Dept Correct to supplement the appeal record w/ 3 orders dtd 6/25/82, 6/30/82 & 3/18/91 filed cs (CTS) (Entered: 03/19/1998)
03/20/1998		- ORDER granting dfts' 3/19/98 motion to supplement the appeal record w/ 3 orders dtd 6/25/82, 6/30/82 & 3/18/91 (by Judge J F. Guin Jr) entered cm (CTS) (Entered: 03/20/1998)
03/20/1998		NOTICE (certified) from 11th Cir that appellant's motion to supplement the record on appeal has been granted filed (CTS) (Entered: 03/20/1998)
03/23/1998		CERTIFICATE of readiness (2nd supplemental) issued cm (Former Employee) (Entered: 03/23/1998)
04/23/1998		CERTIFIED record on appeal with certified copy of docket entries and transmittal mailed USCA cm (Former Employee) (Entered: 04/23/1998)
10/30/1998		CERTIFIED copy of Appellate Court order filed 9/28/98 & issued as mandate on 10/29/98: remanding the matter back to the District Court w/ instructions to terminate the 1982 injunction in accordance w/ the opinion of this Court (Edmondson, Birch CirJdgs & Stafford USDJ-FL) [Appeal [0-1] filed w/ attached opinion (CTS) (Entered: 11/02/1998)
10/30/1998		REMARK: Appeal record returned (CTS) (Entered: 11/02/1998)

11/03/1998	ORDER pursuant to the mandate issued by the 11th Cir Court of Appeals that the 1982 injunction issued in this case be TERMINATED filed (by Judge J F. Guin Jr) cm (CTS) (Entered: 11/03/1998)
01/21/1999	DOCKET modification (utility event) terminating case - Refer to Order entered 11/3/98 (CTS) (Entered: 01/21/1999)

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